

MISSOURI COURT OF APPEALS WESTERN DISTRICT

STATE OF MISSOURI,

Respondent,

v.

ERIA DOSS,

Appellant.

DOCKET NUMBER WD78011

Date: November 1, 2016

Appeal from:
Jackson County Circuit Court
The Honorable David M. Byrn, Judge

Appellate Judges:
Division One: Lisa White Hardwick, Presiding Judge, Alok Ahuja, Chief Judge and
Cynthia L. Martin, Judge

Attorneys:
Karen L. Kramer, Jefferson City for respondent.
Margaret M. Johnston, Columbia for appellant.

MISSOURI APPELLATE COURT OPINION SUMMARY

COURT OF APPEALS -- WESTERN DISTRICT

STATE OF MISSOURI

v.

ERIA DOSS,

Respondent,

Appellant.

WD78011

Jackson County

Before Division One: Lisa White Hardwick, Presiding Judge, Alok Ahuja, Chief Judge
and Cynthia L. Martin, Judge

Eria Doss appeals from the circuit court's denial of his motion for judgment of acquittal for second-degree felony murder and its corresponding count of armed criminal action while his case was on remand for a new penalty phase.

AFFIRMED.

Division One holds:

The circuit court did not err in denying Doss's motion for judgment of acquittal. The scope of the court's authority on remand was limited to our express instruction to conduct a new penalty phase on Doss's convictions. Under our mandate, the circuit court had no authority to reconsider, let alone set aside, any of those convictions.

Opinion by: Lisa White Hardwick, Judge

November 1, 2016

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